lation of not less than fifty-three thousand nine hundred (53,900), and not more than fifty-four thousand (54,000); providing for their duties, salaries, expenses and qualifications; providing that counties accepting the benefits of this act shall not be required to hold teachers' institute, but providing that the county superintendent may call meetings of the teachers within his jurisdiction, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

# FIFTY-SECOND DAY.

(Continued.)

(Saturday, May 9, 1931.)

The House met at 9 o'clock a. m., and was called to order by Speaker Minor.

# EXTENDING USE OF THE HALL.

Mr. Sherrill offered the following resolution:

Whereas, The State Board of Medical Examiners will meet in Austin for the purpose of holding medical examinations on June 23, 24 and 25, 1931; therefore, be it

Resolved, That they shall be granted the use of the House of Representatives for the purpose of holding said examinations; and be it further

Resolved, That they shall be granted the use of the Hall of the House of Representatives for three days in June, 1932, said dates to be arrived at through an agreement between the Board of Medical Examiners and the Board of Control.

SHERRILL. DUVALL.

The resolution was read second time, and was adopted.

# HOUSE BILL ON FIRST READING.

The following House bill, introduced today (by unanimous consent), was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Sanders:

H. B. No. 1053, A bill to be entitled "An Act making an emergency appro-

urer; providing the purposes thereof, the means and manner of expenditure, and declaring an emergency.

Referred to the Committee on Appropriations.

# PROVIDING FOR PRESENTATION OF BUST OF GEORGE WASHINGTON.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 47, Providing for presentation of bust of George Wash-

Whereas, On February 22, 1932, the passing years will have rounded out two full centuries since the birth of George Washington, the Father of our Country; and

Whereas, The last Congress of the United States enacted a law which provided, among other things, "that the people should observe the celebration of the two hundredth anniversary of the birth of George Washington, in order that future generations of American citizens may live according to the example and precepts of his exalted life and character and thus perpetuate the American Republic;" and

Whereas, In pursuance of this laudable undertaking the Congress of the United States has appropriated over eight hundred thousand dollars to carry this celebration to a successful conclusion; and

Congress created the Whereas, "United States George Washington Bicentennial Commission," composed of the President of the United States as chairman; the Vice-President, the Speaker of the House of Representatives, four members of the Senate and four members of the House of Representatives and other prominent citizens; and

Whereas, The government of the United States, through its bicentennial commission, is anxious to procure the whole-hearted co-operation of the public officials and the people of every State in the Union; and

Whereas, As a silent though eloquent request for that co-operation, the Federal Government, through the bicentennial commission, is presenting to the Governor of each State a bust of George Washington; and

Whereas, The bust for His Excelpriation of money to the State Treas- lency, the Hon. Ross Sterling, Governor of Texas, is now in Austin ready for presentation to him; and

Whereas, The Legislature of the State of Texas is willing and anxious to render full co-operation in carrying forward the celebration of George Washington's birthday; therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That a joint session of both bodies be set, and it is hereby set, on Friday, May 15, 1931, at 8 o'clock p. m., in the House of Representatives, for the purpose of presenting to His Excellency, the Hon. Ross Sterling, Governor of Texas, the aforesaid bust.

Signed—Cunningham, Woodul, Holbrook, Cousins, Hardin, Martin, Hopkins, Neal, Stevenson, Russek, Loy, Purl, Hornsby, Parr, Oneal, Berkeley, Moore, Rawlings, Williamson, Woodruff, Woodward, Gainer, Greer, DeBerry, Pollard, Thomason, Parrish, Patton.

The resolution was read second time, and was adopted.

# BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 39, "An Act to amend Chapter 29, Acts of the First Called Session of the Forty-first Legislature, relating to the selection of jurors in certain counties; providing for the appointment of jury commissioners to select jurors; providing the qualifications of said commissioners; providing where and when they shall meet; prescribing the method of selection of jurors; providing for the compensation of said jury commissioners; providing for the jury wheel system of selecting jurors and prescribing how same shall be operated; providing that this act shall be applicable only in certain counties classified by population; enacting other provisions incidental for the purpose of the act, and declaring an emergency."

H. B. No. 470, "An Act authorizing county boards of school trustees, in certain counties of Texas, to employ rural school supervisors in lieu of holding teachers' institutes, defining their duties and qualifications, and fixing their compensation, and declaring an emergency."

H. B. No. 717, "An Act to regulate the method of taking or catching fish in the public fresh waters in Morris and Titus counties, State of Texas; providing penalties for violation; repealing all laws in conflict herewith, and declaring an emergency."

H. B. No. 986, "An Act providing for a rural school supervisor in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisor; providing for visits to schools of the county and work in cooperation with teachers; prescribing the salary of said supervisor and how it shall be paid; providing other things incidental to said purpose, and declaring an emergency."

ing an emergency."

H. B. No. 943, "An Act to prohibit the hunting, trapping, ensnaring, killing or possessing of any wild quail of any specie within the limits of the county of Atascosa, State of Texas, for a period of three (3) years from and after the passage of this act; providing a penalty therefor, and declaring an emergency."

H. B. No. 239, "An Act (1) and (2) To create and establish Trinity River Canal and Conservancy District under authority of Section 59 of Article XVI of the Constitution of Texas, to be a governmental agency, a body politic, municipal and corporate; also stating the intent and defining certain words and expressions as used in this act.

"(3) Designating the area to be embraced in the district and making provision for excluding lands from, or adding lands to, the area of the district and prescribing the manner for so doing: Also providing for an elec-tion to be held in the district within one hundred and eighty (180) days after the effective date of this act, and further providing for the dissolution of said district if a majority vote be cast therefor: Also requiring that the pre-election directors herein named before the holding of such election shall deposit two thousand dollars (\$2000) with the county clerk of Dallas county and a like sum with the county clerk of Tarrant county, to be held as a fund out of which to pay the costs of said election in case the electors of the district vote to dissolve the district, and providing for the return of said money to said directors in case the electors vote to perpetuate the district.

"(4) Conferring general powers and especially conferring on the district the powers and rights for pro-

cedures which are provided by Chapter 25 of the Acts of the Regular Session of the Thirty-ninth Legislature of Texas, and any amendment thereof, to control where not otherwise provided by this act. Also giving certain specific and cumulative powers, which include: (a) The power to make, or aid in the making of, surveys, investigations and plans for the construction of certain improvements to provide a navigable waterway from Fort Worth and Dallas to Galveston Bay, together with all needed and supplemental facilities for the accumulation, protection, handling and delivery of freight; (b) giving the right to expend such sum as reasonably are required to procure the co-operation of the Federal government, and others, to accomplish the objects of this act, to the end that said canal may be provided and maintained by the Federal government; (c) providing that said district, being thereto authorized by a favoring vote of a majority of the resident property taxpaying voters of the district, may enter into contract with the Federal government to contribute to the cost of said canal; also giving the power to provide, maintain and operate lateral tributary canals, or turning basins, to serve local needs to permit navigation, or in aid thereof; (d) and conferring the power to provide, maintain, operate, regulate, and/or by franchise control, wharves, docks and other specified facilities deemed by this Legislature to be inherently required to make practical the construction and operation of the proposed canal, and to preserve the rights of the public to use the same, without discrimination and at reasonable rates for service to be rendered by means of said canal and its supplemental facilities; (e) providing powers cumulative of said Chapter 25 (relating to water control and improvement districts), subject to authorization by a majority vote of the resident property tax-paying electors of the district and as provided in Section 59 of Article XVI of the Constitution and said Chapter 25, to contract with the Federal government and therein create obligations of the district, and/or to issue and sell bonds, and to levy taxes adequate to retire the same, all of which may be done to accomplish the purposes for which this district is created. Providing that taxes to pay obligations created hereunder shall be on the basis ad valo- creatures; further to prescribe regu-

rem and sufficient to retire such obligations, and limiting the total of obligations, pledging the full faith and credit of the district, which may be outstanding at any one time, to a sum not exceeding three per centum (3%) of the property values within the district's taxing power, which provision, however, shall not apply to obligations issued to provide local improvements, when such obligations are supported by the specific assessment of benefits, in lieu of a tax. Also providing the same powers and limits of bonding total as to any defined area, either within or beyond the boundaries of the district, when defined and required for the purpose of providing improvements designed primarily to serve a local convenience and necessity, and to form a facility supplemental to said canal. Further authorizing the district to issue its obligations pledging that faith and credit which may be based on the taxable property values within any such defined area. Also providing that such local improvements may be financed by the district upon the basis of the assessment of specific benefits, as provided by said Chapter 25. Also giving the power to adopt tax plans which will in fact equitably distribute the district's taxes; (f) giving the power of eminent domain and providing the mode for the exercise of same, which shall be held to include the right to use and control the natural bed and banks of the Trinity River in so far as expedient to effect the purpose of this act, and in so far as may be done without violating the rights of others. Also investing this district with the State's rights of control and title to the bed, and banks of the Trinity River, and certain tributaries thereof, in trust, for use or disposition to effect the purposes of this act; (g) providing that the basic powers and as well the methods for procedures provided by said Chapter 25, shall be exercised by this district as cumulative of the powers by this act conferred, and where not otherwise provided here. Also providing for the adoption of regulations to govern procedures where required practically to accomplish the purposes of this act.

"(5) Granting the power, by ordinance of the municipality created hereby, to adopt powers granted by statute to certain other of this State's governmental agencies and corporate lations for procedures, where not adequately provided by Chapter 25; fixing a lawful method for the adoption and promulgation of ordinances, and providing that the same shall not be arbitrary or confiscatory in character; further providing that all persons and courts shall take notice thereof.

- "(6) Constituting and providing a board of directors to administer the powers and duties of this district during its preliminary duties as defined in this act; also providing for a board of directors to administer the affairs of the district, and providing for the election thereof after the end of the preliminary period of the district; providing for the organization of the board for the conduct of business, and fixing the compensation to be paid directors; giving them power to adopt by-laws not inconsistent with the law, to employ persons necessary to accomplish the district's work, and to constitute an executive committee to act concerning matters admitting of later approval by the board; also defining the preliminary period of the duties of this district; giving the power to define directorial districts in order to effect territorial representation on the board, and providing for filling vacancies in the board of directors.
- Provision for financing this district during its preliminary period by grant of the power to levy annual taxes not to exceed two (2) cents on the one hundred dollars (\$100) of value of the property assessable for taxation within the district as the same may be assessed for State and county purposes; also granting the district the right to borrow money and execute its obligations therefor when necessary to provide money for current expenses, and to pledge the taxes levied, but not collected, for any current year within which necessity for this power may exist; also limiting this power and denying this district the right to issue preliminary bonds.
- "(8) Making provision for the levy, assessment and collection of the district's taxes, and establishing the mode of effecting the same, in manner practicable for this district; also fixing the compensation to be paid to tax assessors and tax collec-

provision and operation of facilities incident to the successful operation of the canal, and therein prescribe the conditions under which any franchise may be exercised and to police the manner in which such franchises may be exercised; to regulate tolls for service by means of any such facility tendering service to the public, and to prevent discrimination; also providing that such facilities may be maintained only under a franchise; also giving this district power to adopt and enforce all reasonable rules and regulations to accomplish the objects of this act and to prescribe penalties for the viola-tion thereof, which in certain cases will authorize judicial forfeiture of a franchise; giving the district power to constitute its own constabulary to protect property owned or controlled by it, and to police observance of the ordinances of regulation adopted by the district; limiting penalties which may be prescribed by the district and providing for the judicial enforcement of same; fixing certain purposes for which, the conditions under which, and the manner in which, this district may adopt ordinances and enforce the same hereunder.

"(11) Prescribing certain duties to be discharged by the State Board of Water Engineers and the Recla-mation Engineer of Texas, but subjecting their powers to the lawful powers of the Federal government to control navigation upon the canal proposed hereby to be procured for the State, but protecting the State against invasion of a water right held under prior grant by it; also providing that if no provision for a procedure, valid within the intent of the Federal and State Constitutions, and practicably applicable for the discharge of the duties by this act imposed on said district, is found within the law, then, that the district by ordinance (to be both constitutional and applicable) may provide for such procedures; also providing that in case any one or more provisions of this act be found invalid, that the same shall not operate to impair the creation and establish-ment of this district, or any other provisions in this act contained.

"(12) Stating the reasons constitors for the district.

"(9 and 10) Giving this district power to grant franchises for the tuting an emergency, declaring the same, and providing a day upon which this act is to be effective." Mr. Satterwhite moved a call of the House for the purpose of maintaining a quorum until 12 o'clock m. today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Satterwhite, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll was called and a quorum was announced present.

# HOUSE BILL NO. 508 ON PASSAGE TO ENGROSSMENT.

The Speaker laid before the House, as pending business, on its passage to engrossment,

H. B. No. 508, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them as follows, to-wit: The Agricultural and Mechanical College of Texas, State Experimental Station; The North Texas Junior Agricultural College; John Tarleton Agricultural College; Prairie View State Normal and Industrial College; the University of Texas, including the Medical Branch at Galveston and the College of Mines and Metallurgy at El Paso; College of Industrial Arts; Texas Technological College; East Texas State Teachers College at Commerce; North Texas State Teachers College at Denton; Sam Houston State Teachers College at Huntsville; Stephen F. Austin State Teachers College at Nacogdoches; the Texas College of Arts and Industries at Kingsville; Southwest Texas State Teachers College at San Marcos; Sul Ross State Teachers Col-lege at Alpine; West Texas State Teachers College at Canyon; Texas School for the Blind and Texas School for the Deaf, for years beginning September 1, 1931, and ending August 31, 1933, and declaring an amorgane." emergency.

The bill having heretofore been read second time, with (committee) amendment by Mr. Sanders, and amendment by Mr. Satterwhite to the (committee) amendment, pending.

Akin. Brice. Harman. Laird.

Mr. Satterwhite withdrew the pending amendment to the amendment.

Mr. McCombs moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question recurring on the committee amendment as amended, it was adopted by the following vote:

#### Yeas-92.

Mr. Speaker. Johnson Adams of Jasper. of Dallam. Johnson Adamson. Adkins. of Dimmit. Johnson of Morris. Albritton. Jones of Shelby. Alsup. Baker. Jones of Atascosa. Beck. Justiss. Bedford. Keller. Bounds. Kennedy. Bryant. Lasseter. Burns of Walker. Lemens. Carpenter. Leonard. Claunch. Lilley. Coltrin. Lockhart. Cox of Limestone. Long. McCombs. Davis. Donnell. McDougald. Dowell. McGill. Dunlap. Magee. Elliott. Martin. Mathis. Farmer. Moore. Farrar. Morse. Ferguson. Finn. Munson. Nicholson. Fisher. O'Quinn. Forbes. Ford. Patterson. Giles. Ramsey. Goodman. Ray. Reader. Graves. Richardson. Greathouse. Rountree. Grogan. Hanson. Sanders. Hardy. Satterwhite. Shelton. Harrison Smith of Bastrop. Smith of Wood. of El Paso. Herzik. Hill. Sparkman. Hines. Stevenson. Steward. Holder. Holland. Strong. Tarwater. Holloway. Veatch. Hoskins. Wagstaff. Howsley.

# Nays—11.

Walker.

Warwick.

Akin. Petsch.
Brice. Rogers.
Harman. Savage.
Laird. Sherrill.

Hubbard.

Hughes. Jackson. Stephens. Vaughan. West of Coryell.

### Absent.

McGregor. Adams of Harris. Anderson. Mehl. Metcalfe. Barron. Bond. Moffett. Boyd. Murphy. Brooks. Olsen. Burns Pope. of McCulloch. Ratliff. Caven. Scott. Sullivant. Coombes. Cox of Lamar. Terrell of Cherokee. Cunningham. Terrell Dale. Daniel. DeWolfe. Towery. Turner. Duvall. Van Zandt. Dwyer.

Engelhard. Hatchitt. Hefley. Kayton. Lee.

of Val Verde. Weinert. West of Cameron. Westbrook.

Wyatt. Young.

#### Absent—Excused.

Bradley. Dodd. Fuchs.

Gilbert. Harrison of Waller. Wiggs.

House bill No. 508 was then passed to engrossment.

### HOUSE BILL NO. 508 ON THIRD READING.

Mr. Sanders moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 508 be placed on its third reading and final passage.

The motion previaled by the following vote:

# Yeas-102.

Mr. Speaker. Cox of Limestone. Adams of Jasper. Davis. Donnell. Adamson. Adkins. Dunlap. Akin. Elliott. Albritton. Farmer. Alsup. Farrar. Baker. Ferguson. Beck. Finn. Bedford. Fisher. Bounds. Forbes. Brice. Ford. Bryant. Giles. Burns of Walker. Goodman. Burns Graves. of McCulloch. Greathouse. Claunch. Grogan. Coltrin. Hanson.

Harman. Mathis. Harrison Mehl. of El Paso. Moore. Hatchitt. Morse. Herzik. Munson. Hill. O'Quinn. Holder. Patterson. Holland. Petsch. Holloway. Pope. Hoskins. Ramsey. Howsley. Ray. Reader. Hubbard. Richardson. Hughes. Jackson. Rogers. Johnson Rountree. of Dallam. Sanders. Johnson Satterwhite. of Dimmit. Savage. Johnson of Morris. Shelton. Jones of Shelby. Sherrill. Smith of Bastrop. Smith of Wood. Jones of Atascosa. Justiss. Keller. Sparkman. Kennedy. Stephens. Lasseter. Stevenson. Lemens. Steward. Leonard. Strong. Lilley. Tarwater. Lockhart. Vaughan. Long. McCombs. Veatch. Wagstaff. McDougald. Walker. McGill. Warwick. West of Coryell. Magee.

# Nays-3.

Carpenter. Dale.

Martin.

Laird.

Young.

# ${f Absent.}$

Adams of Harris. McGregor. Anderson. Metcalfe. Barron. Moffett. Bond. Murphy. Boyd. Nicholson. Olsen. Brooks. Caven. Ratliff. Coombes. Scott. Cox of Lamar. Sullivant. Cunningham. Terrell Daniel. of Cherokee. DeWolfe. Terrell of Val Verde. Dowell. Towery. Duvall. Dwyer. Turner. Engelhard. Van Zandt. Weinert. Hefley. West of Cameron. Hines. Kayton. Westbrook.

Absent-Excused.

Bradley.

Lee.

Dodd.

Wyatt.

Fuchs. Gilbert. Hardy. Harrison of Waller. Wiggs.

The Speaker then laid House bill No. 508 before the House on its third reading and final passage.

The bill was read third time.

Mr. Keller moved the previous question on the passage of the bill, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost.

Mr. Sherrill offered the following amendment to the bill:

Amend committee amendment to House bill No. 508, in line 24, page 149, after the word "institution" by adding the following language:

"Provided, that no salary shall be increased above the amount herein specified except as may be otherwise provided. Provided further, that if any new positions shall be created from any fund the same shall have the written approval of the Board of Control and of the governing body of said institution, both as to the creation of any new position and the amount of salary to be paid therefor; and the State Comptroller shall issue no warrant for any such services until such written approval has been filed in his office."

Mr. Johnson of Dimmit offered the following substitute amendment for the amendment by Mr. Sherrill:

Amend House bill No. 508, page 151, between lines 23 and 24, by adding the following:

"Provided further, that no funds herein appropriated or received by the several institutions as fees as provided by law, shall be used to supplement salaries or to create new positions without the written consent of the president of the institution and the governing board of that particular institution."

# DeWOLFE, JOHNSON of Dimmit.

On motion of Mr. Petsch, the substitute amendment was tabled.

Question recurring on the amendment by Mr. Sherrill, it was lost.

Mr. Keller (by unanimous consent) moved to reconsider the vote by which the bill was passed to engrossment, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Justiss offered the following amendment to the bill:

Amend House bill No. 508 by reducing all traveling and contingent expense fund in the bill 10 per cent.

The amendment was lost.

Mr. Bedford moved the previous question on the passage of the bill, and the main question was ordered.

House bill No. 508 was then passed by the following vote:

# Yeas-97.

Mr. Speaker. Adams of Jasper. Adamson. Adkins. Akin. Albritton. Alsup. Baker. Barron. Beck. Bedford. Bounds. Brice. Bryant. Burns of McCulloch. Carpenter. Caven. Claunch. Cox of Limestone. Dale. Davis. Dennell. Dowell. Dunlap. Duvall. Elliott. Engelhard. Farmer. Farrar. Ferguson. Finn. Fisher. Ferbes. Ford. Giles. Goodman. Graves. Grogan. Hardy. Harrison of El Paso. Hatchitt. Herzik. Hill. Holland. Holloway. Hoskins. Hubbard.

Hughes.

Jackson.

Johnson of Dallam. Johnson of Dimmit. Johnson of Morris. Jones of Shelby. Jones of Atascosa. Justiss. Kennedy. Lemens. Leonard. Lilley. Lockhart. McCombs. McDougald. McGill. Magee. Martin. Mat his. Mehl. Moffett. Moore. Morse Munson. Nicholson. Patterson. Petsch. Ramsey. Ray. Reader. Rountree. Sanders. Satterwhite. Shelton. Sherrill. Smith of Bastrop. Smith of Wood. Sparkman. Stevenson. Steward. Strong. Sullivant. Tarwater. Van Zandt. Veatch. Wagstaff. Walker. Warwick. West of Coryell.

Young.

#### Nays—10.

Greathouse. Hanson. Harman. Laird. Lasseter.

Howsley.

Kayton.

Keller.

Lee.

Pope. Richardson. Rogers. Stephens. Vaughan.

West of Cameron.

Westbrook.

Wyatt.

#### Absent.

Adams of Harris. Long. Anderson. McGregor. Bond. Metcalfe. Boyd. Murphy. Brooks. Olsen. Burns of Walker. O'Quinn. Coltrin. Ratliff. Coombes. Savage. Cox of Lamar. Scott. Cunningham. Terrell Daniel. of Cherokee. DeWolfe. Terrell Dwyer. of Val Verde. Hefley. Towery. Turner. Hines. Weinert. Holder.

#### Absent—Excused.

Harrison Bradley. of Waller. Dodd. Fuchs. Wiggs. Gilbert.

# SENATE BILL NO. 259 ON SEC-OND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 259, A bill to be entitled "An Act making appropriations for the support and maintenance of the State government for the two-year period beginning September 1, 1931, and ending August 31, 1933, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

The bill was read second time.

Mr. Sanders offered House bill No. 509 as a (committee) amendment to the bill, House bill No. 509 having been printed and laid on the desks of the members.

# HOUSE BILL NO. 328 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 328, A bill to be entitled "An Act providing for a limit on the number of fresh water bass, crappie or white perch, bream and goggleeyed perch, or the aggregate of such fish that may be taken or possessed during any one day, and providing the number of such fish or the ag-gregate of such fish that may be possessed at any time; prescribing penalties, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

# Yeas-109.

Mr. Speaker. Hoskins. Adams of Jasper. Howsley. Adamson. Hubbard. Adkins. Hughes. Akin. Jackson. Albritton. Johnson Alsup. of Dallam. Baker. Johnson Barron. of Dimmit. Johnson of Morris. Beck. Jones of Shelby. Jones of Atascosa. Bounds. Brice. Burns of Walker. Justiss. Burns Keller. of McCulloch. Kennedy. Carpenter. Laird. Caven. Lasseter. Claunch. Lemens. Coltrin. Leonard. Lilley. Cox of Limestone. Dale. Lockhart. Long. McCombs. Davis. Donnell. McDougald. Dowell. Duvall. McGill. Elliott. Magee. Engelhard. Martin. Farmer. Mehl. Farrar. Moffett. Ferguson. Moore. Finn. Morse. Fisher. Munson. Forbes. Nicholson. Ford. O'Quinn. Giles. Patterson. Goodman. Petsch. Graves. Pope. Greathouse. Ramsey. Grogan. Ray. Reader. Hanson. Harman. Richardson. Harrison Rountree. of El Paso. Sanders. Hatchitt. Satterwhite. Herzik. Savage. Hill. Shelton. Holder. Sherrill. Holland. Smith of Bastrop.

Smith of Wood.

| Holloway.

Sparkman. Stephens. Stevenson. Steward. Strong. Sullivant.

Vaughan. Veatch. Wagstaff. Walker. Warwick. West of Corvell. Young.

Tarwater. Van Zandt.

Nays—1.

Rogers.

Lee.

#### Absent.

Adams of Harris. McGregor. Anderson. Mathis. Metcalfe. Bedford. Murphy. Bond. Boyd. Olsen. Ratliff. Brooks. Scott. Bryant. Terrell Coombes. of Cherokee. Cox of Lamar. Terrell Cunningham. of Val Verde. Daniel. Towery. DeWolfe. Dunlap. Turner. Weinert. Dwyer. West of Cameron. Hefley. Westbrook. Hines. Wvatt. Kayton.

# Absent—Excused.

Hardy. Bradley. Dodd. Harrison Fuchs. of Waller. Wiggs. Gilbert.

# HOUSE BILL NO. 553 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 553, A bill to be entitled "An Act declaring the counties of Cameron, Willacy, Hidalgo, Starr, Zapata, Jim Hogg, Brooks, Kennedy, Kleberg, Nueces, Jim Wells, Duval, Webb, San Patricio, Refugio, Bee, Live Oak, McMullen, LaSalle, Dimmit, Maverick, Zavala, Frio, Atascosa, Wilson, Karnes, DeWitt, Victoria, Goliad, Calhoun, Aransas, to constitute what shall be known in the future as the citrus zone of this State, etc., and declaring an emergency."

The bill was read third time, and was passed by the following vote:

#### Yeas-104.

Mr. Speaker. Adams of Jasper.

Adamson. Johnson of Dimmit. Johnson of Morris. Jones of Shelby. Adkins. Akin. Albritton. Jones of Atascosa. Alsup. Justiss. Baker. Keller. Kennedy. Barron. Beck. Laird. Bounds. Lasseter. Brice. Lemens. Bryant. Leonard. Burns of Walker. Lilley. Lockhart. Burns of McCulloch. McCombs. Carpenter. McDougald. Caven. McGill. Claunch. Magee. Coltrin. Martin. Dale. Mathis. Davis. Mehl. Donnell. Moffett. Dunlap. Moore. Duvall. Morse. Elliott. Munson. Engelhard. Nicholson. Farmer. Petsch. Pope. Farrar. Ferguson. Ray. Finn. Reader. Fisher. Richardson. Forbes. Rogers. Ford. Rountree. Giles. Sanders. Goodman. Satterwhite. Graves. Savage. Greathouse. Shelton. Smith of Bastrop. Grogan. Hanson. Smith of Wood. Sparkman. Harman. Stephens. Hatchitt. Stevenson. Herzik. Hill. Steward. Holder. Sullivant. Tarwater. Holland. Van Zandt. Holloway. Hoskins. Vaughan. Howsley. Veatch. Hubbard. Wagstaff. Walker. Hughes. Warwick.

# Absent.

Young.

Adams of Harris. Anderson. Bedford. Bond. Boyd. Brooks. Coombes. Cox of Lamar. Cox of Limestone. Cunningham. Daniel. DeWolfe.

Jackson.

Johnson of Dallam.

> Dowell. Dwyer. Harrison of El Paso. Hefley. Hines. Kayton. Lee. Long. McGregor. Metcalfe. Murphy.

West of Coryell.

Olsen. Terrell O'Quinn. of Val Verde. Towery. Patterson. Ramsey. Turner. Weinert. Ratliff. West of Cameron. Scott. Sherrill. Westbrook. Strong. Terrell of Cherokee. Wyatt.

#### Absent—Excused.

Bradley. Hardy.
Dodd. Harrison
Fuchs. of Waller.
Gilbert. Wiggs.

# HOUSE BILL NO. 603 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 603, A bill to be entitled "An Act fixing the salary of the county commissioners in counties in which the population is as many as seventy-six thousand (76,000) inhabitants and is less than seventy-eight thousand and one (78,001) inhabitants, according to the 1930 United States census, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

# Yeas-105.

Mr. Speaker. Farrar. Ferguson. Adams of Jasper. Adamson. Finn. Adkins. Fisher. Akin. Forbes. Albritton. Ford. Alsup. Giles. Baker. Goodman. Barron. Graves. Greathouse. Beck. Bounds. Grogan. Brice. Hanson. Burns of Walker. Harman. Burns Hatchitt. of McCulloch. Herzik. Carpenter. Hill. Caven. Holder. Claunch. Holland. Holloway. Coltrin. Cox of Limestone. Hoskins. Hubbard. Dale. Davis. Hughes. Donnell. Jackson. Dowell. Johnson Dunlap. of Dallam. Johnson Duvall. Elliott. of Dimmit. Engelhard.

Jones of Shelby. Reader. Jones of Atascosa. Richardson. Justiss. Rogers. Keller. Rountree. Kennedy. Sanders. Satterwhite. Laird. Lasseter. Savage. Lemens. Shelton. Leonard. Sherrill. Smith of Bastrop. Lilley. Smith of Wood. McCombs. McDougald. Sparkman. McGill. Stephens. Stevenson. Magee. Steward. Martin. Mathis. Strong. Sullivant. Mehl. Moffett. Tarwater. Moore. Van Zandt. Vaughan. Morse. Veatch. Munson. Nicholson. Wagstaff. Walker. O'Quinn. Petsch. Warwick. West of Coryell. Pope. Ray. Young.

# Present-Not Voting.

Farmer.

# Absent.

Adams of Harris. Lockhart. Anderson. Long. Bedford. McGregor. Bond. Metcalfe. Boyd. Murphy. Brooks. Olsen. Bryant. Patterson. Ramsey. Coombes. Cox of Lamar. Ratliff. Cunningham. Scott. Terrell Daniel of Cherokee. DeWolfe. Terrell Dwyer. Harrison of Val Verde. Towery. of El Paso. Hefley. Turner. Weinert. Hines. Howsley. West of Cameron. Kayton. Westbrook. Lee. Wyatt.

# Absent—Excused.

Bradley. Hardy.
Dodd. Harrison
Fuchs. of Waller.
Gilbert. Wiggs.

# HOUSE BILL NO. 645 ON THIRD READING.

# (By Unanimous Consent.)

of Dimmit.

Johnson of Morris.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 645, A bill to be entitled "An Act to amend Article 465, Chapter 7, Title 16, Revised Civil Statutes of Texas, 1925, relating to dividends and unclaimed deposits remaining in the hands of the Commissioner for six months after order for final distribution; requiring same to be deposited in some State bank to the credit of the Commissioner in trust for the bona fide depositors and creditors of the liquidation, so as to provide that such funds remaining in the hands of the Commissioner after or-der for final distribution shall be by him deposited in the State Treasury to the credit of the Commissioner in his official name in trust for the bona fide depositors and creditors of the liquidation; and providing for escheat of same, if not claimed within seven years after such deposit.

The bill was read third time, and was passed by the following vote:

#### Yeas—105.

Mr. Speaker. Harman. Adams of Jasper. Harrison Adamson, of El Paso. Adkins. Hatchitt. Akin. Herzik. Alsup. Hill. Baker. Holder. Barron. Holland. Holloway. Beck. Bounds. Hoskins. Brice. Howsley Bryant. Hubbard. Burns of Walker. Hughes. Burns Jackson. of McCulloch. Johnson Carpenter. of Dallam. Caven. Johnson Claunch. of Dimmit. Coltrin. Johnson of Morris. Cox of Limestone. Jones of Shelby. Dale. Jones of Atascosa. Davis. Justiss. Donnell. Keller. Dowell. Kennedy. Dunlap. Lasseter. Duvall. Lemens. Elliott. Leonard. Engelhard, Lilley. Farmer. Lockhart. Ferguson. Long. Finn. McCombs. McDougald, Forbes. Ford. McGill. Giles. Magee. Goodman. Martin. Graves. Mathis. Greathouse. Mehl. Grogan. Moffett. Hanson. Moore.

Morse. Smith of Wood. Munson, Sparkman. Nicholson. Steward. O'Quinn. Strong. Petsch. Sullivant. Pope. Tarwater. Ramsey. Van Zandt. Ray. Vaughan. Reader. Veatch. Richardson. Wagstaff. Rountree. Walker. Sanders. Warwick. Savage. Weinert. Shelton. West of Coryell. Sherrill. Young. Smith of Bastrop.

#### Absent.

McGregor. Adams of Harris. Albritton. Metcalfe. Anderson. Murphy. Bedford. Olsen. Bond. Patterson. Boyd. Ratliff. Brooks. Rogers. Coombes. Satterwhite. Cox of Lamar. Scott. Cunningham. Stephens. Daniel. Stevenson. DeWolfe. Terrell Dwyer. of Cherokee. Terrell Farrar. of Val Verde. Fisher. Towery. Hefley. Hines. Turner. West of Cameron. Kayton. Westbrook. Laird. Lee. Wyatt.

#### Absent—Excused.

Bradley. Hardy.
Dodd. Harrison
Fuchs. of Waller.
Gilbert. Wiggs.

# HOUSE BILL NO. 738 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage, H. B. No. 738, A bill to be entitled "An Act providing that it shall hereafter be unlawful for any person, corporation, insurance company, fraternal organization, burial association or other association to write, sell or issue any certificate, policy, contract or membership maturing upon the death of the person holding same, or upon the death of some member of holder's family, if such certificate, policy, contract or membership provides that it is to be paid or settled, or if the plan of such per-

son, corporation, organization or association provides that its certificates, policies, contracts or memberships are to be paid or settled in merchandise or services rendered, etc., and declaring an emergency."

The bill was read third time, and was passed by the following vote:

# Yeas-107.

Adams of Jasper. Johnson Adamson. of Dimmit. Johnson of Morris. Adkins. Akin. Jones of Shelby. Albritton. Jones of Atascosa. Alsup. Justiss. Baker. Keller. Beck. Kennedy. Bounds. Laird. Brice. Lasseter. Bryant. Lemens. Burns of Walker. Leonard. Burns Lilley. of McCulloch. Lockhart. Long. McCombs. Carpenter. Caven. Claunch. McDougald. Coltrin. McGill. Cox of Limestone. Magee. Dale. Martin. Davis. Mathis. Donnell. Moffett. Dowell. Moore. Dunlap. Morse. Duvall. Munson. Elliott. Nicholson. Engelhard. Petsch. Farmer. Pope. Farrar. Ramsey. Ferguson. Ray. Finn. Reader. Fisher. Richardson. Forbes. Rogers. Ford. Rountree. Satterwhite. Giles. Goodman. Savage. Graves. Shelton. Greathouse. Sherrill. Smith of Bastrop. Grogan. Smith of Wood. Hanson. Harman. Sparkman. Harrison Stephens. of El Paso. Stevenson. Hatchitt. Steward. Herzik. Strong. Hill. Sullivant. Holder. Tarwater. Van Zandt. Holland. Holloway. Vaughan. Hoskins. Veatch. Wagstaff. Howsley. Hubbard. Walker. Hughes. Warwick West of Coryell. Jackson. Young. Johnson

of Dallam.

#### Absent.

Adams of Harris. Metcalfe. Anderson. Murphy. Olsen. Barron. Bedford. O'Quinn. Patterson. Bond. Boyd. Ratliff. Sanders. Brooks. Coombes. Scott. Cox of Lamar. Terrell of Cherokee. Cunningham. Terrell Daniel. of Val Verde. DeWolfe. Dwyer. Towery. Turner. Hefley. Weinert. Hines. West of Cameron. Kayton. Westbrook. Lee.

Absent—Excused.

Bradley. Hardy.
Dodd. Harrison
Fuchs. of Waller.
Gilbert. Wiggs.

McGregor.

Mehl.

# MESSAGE FROM THE SENATE.

Senate Chamber, Austin, Texas, May 9, 1931.

Wyatt.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 453, A bill to be entitled "An Act to amend Acts of 1927, Fortieth Legislature, First Called Session, page 131, Chapter 42, Section 2, providing for the appointment of three additional members of the State Board of Health; prescribing the qualifications of such additional members; providing the terms of office, fixing their compensation, and declaring an emergency," with amendments.

H. B. No. 592, A bill to be entitled "An Act amending Article 3883 of the Revised Civil Statutes of 1925, as amended by Acts, 1930, Forty-first Legislature, Fourth Called Session, page 30, Chapter 20, said article relating to fees and compensation of county, district and precinct officers; declaring an emergency, and providing that this act shall become effective from and after its passage," with amendments.

H. B. No. 812, A bill to be entitled "An Act repealing Chapter 42, Acts of the First Called Session of the Thirty-seventh Legislature (the same

known as the Davidson road law), for the violation thereof, and declaring an emergency."

Respectfully,
BOB BARKER,
Secretary of the Senate.

# HOUSE BILL NO. 856 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 856, A bill to be entitled "An Act amending Articles 2702, 2703 and 2724 of the Revised Statutes of Texas, 1925, relating to the county unit system of education, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

#### Yeas—104.

Mr. Speaker. Harrison Adams of Jasper. of El Paso. Adamson. Hatchitt. Adkins. Hill. Akin. Holder. Albritton. Holland. Holloway. Alsub. Baker. Hoskins. Barron. Howsley. Beck. Hughes. Bounds. Jackson. Brice. Johnson of Dimmit. Bryant. Burns of Walker. Johnson of Morris. Jones of Shelby. Burns of McCulloch. Jones of Atascosa. Carpenter. Justiss. Caven. Keller. Claunch. Kennedy. Coltrin. Laird. Cox of Limestone. Lasseter. Dale. Lemens. Davis. Leonard. Donnell. Lilley. Dunlap. Lockhart. Duvall. Long. McCombs. Elliott. Engelhard. McDougald. Farmer. McGill. Farrar. Magee. Ferguson. Martin. Mathis. Finn. Fisher. Mehl. Moffett. Forbes. Ford. Morse. Giles. Munson. Goodman. Nicholson. Petsch. Graves. Greathouse. Pope. Grogan. Ramsey. Hanson. Ray. Reader. Harman.

Richardson. Stevenson. Rogers. Steward. Sullivant. Rountree. Sanders. Tarwater. Satterwhite. Vaughan. Savage. Veatch. Shelton. Wagstaff. Walker. Sherrill. Smith of Bastrop. Warwick. Smith of Wood. West of Coryell. Sparkman. Young. Stephens.

#### Absent.

Adams of Harris. McGregor. Anderson. Metcalfe. Bedford. Moore. Bond. Murphy. Boyd. Olsen. O'Quinn. Brooks. Coombes. Patterson. Cox of Lamar. Ratliff. Cunningham. Scott. Strong. Daniel. DeWolfe. Terrell of Cherokee. Dowell. Dwyer. Terrell Hefley. of Val Verde. Towery. Herzik. Turner. Hines. Van Zandt. Hubbard. Weinert. Johnson West of Cameron. of Dallam. Kayton. Westbrook. Lee. Wyatt.

# Absent—Excused.

Bradley. Hardy.
Dodd. Harrison
Fuchs. of Waller.
Gilbert. Wiggs.

# HOUSE BILL NO. 879 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage, H. B. No. 879, A bill to be entitled "An Act providing that any interested party not willing to abide by the final decision of the Industrial Accident Board shall, in the manner provided by law, bring suit in the county where the injury occurred, to set aside said final decision, etc., and declaring an emergency."

The bill was read third time, and was passed by the following vote:

#### Yeas-103.

Mr. Speaker.
Adams of Jasper.
Adamson.
Adkins.
Adkins.
Albritton.
Alsup.
Baker.
Barron.

Beck. Justiss. Bounds. Keller. Brice. Kennedy. Bryant. Laird. Burns of Walker. Lasseter. Burns Lemens. of McCulloch. Leonard. Carpenter. Lilley. Lockhart. Caven. Claunch. Long. Coltrin. McDougald. Cox of Limestone. McGill. Dale. Magee. Davis. Martin. Donnell. Mathis. Dowell. Mehl. Moffett. Duvall. Elliott. Moore. Engelhard. Morse. Farmer. Munson. Farrar. Nicholson. Ferguson. Petsch. Finn. Pope. Fisher. Ramsey. Forbes. Ray. Ford. Reader. Giles. Richardson. Goodman. Rogers. Graves. Rountree. Greathouse. Sanders. Satterwhite. Grogan. Hanson. Savage. Shelton. Harman. Sherrill. Harrison Smith of Bastrop. Smith of Wood. of El Paso. Hatchitt. Sparkman. Holder. Holland. Stephens. Holloway. Steward. Sullivant. Hoskins. Howsley. Tarwater. Van Zandt. Hubbard. Hughes. Vaughan. Veatch. Jackson. Wagstaff. Johnson Walker. of Dallam. Johnson Warwick. of Dimmit. West of Coryell. Johnson of Morris. Young. Jones of Shelby.

#### Absent.

Adams of Harris. Hefley. Akin. Herzik. Anderson. Hill. Bedford. Hines. Jones of Atascosa. Bond. Boyd. Kayton. Brooks. Lee. McCombs. Coombes. Cox of Lamar. McGregor. Cunningham. Metcalfe. Murphy. Daniel. DeWolfe. Olsen. O'Quinn. Dunlap. Dwyer. Patterson.

Ratliff. Towery.
Scott. Turner.
Stevenson. Weinert.
Strong. West of Cameron.
Terrell Westbrook.
Of Cherokee. Wyatt.
Terrell
of Val Verde.

# Absent—Excused.

Bradley. Hardy.
Dodd. Harrison
Fuchs. of Waller.
Gilbert. Wiggs.

# HOUSE BILL NO. 946 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage, H. B. No. 946, A bill to be entitled "An Act creating the county court at law of Hidalgo county, Texas; fixing and defining the jurisdiction and terms thereof, prescribing the qualifications, manner of appointment and elections, term of office, compensation and powers of the regular or special judge thereof, etc., and declaring an emergency."

The bill was read third time. On motion of Mr. Leonard, the bill was laid on the table subject to call.

# HOUSE BILL NO. 1006 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage, H. B. No. 1006, A bill to be entitled "An Act amending Chapter 91, Acts of First Called Session, Fortieth Legislature, as amended by Chapter 77, Acts of First Called Session, Fortyfirst Legislature, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

# Yeas-105.

Mr. Speaker.	Bounds.
mr. Speaker.	
Adams of Jasper.	Brice.
Adamson.	Burns of Walker.
Adkins.	Burns
Akin.	of McCulloch.
Albritton.	Carpenter.
Alsup.	Caven.
Baker.	Claunch.
Barron.	Coltrin.
Beck.	Cox of Limestone.
Bedford.	Dale.

Davis. Lemens. Donnell. Leonard. Dowell. Lilley. Duvall, Lockhart. Elliott. Long. Engelhard, McDougald. Farrar. McGill. Ferguson. Magee. Finn. Martin. Fisher. Mathis. Forbes. Mehl. Ford. Moffett. Giles. Morse. Goodman. Munson. Graves. Nicholson. Greathouse. Petsch. Grogan. Pope. Hanson. Ramsey. Harman. Ray. Reader. Harrison of El Paso. Richardson. Hatchitt. Rogers. Herzik. Rountree. Hill. Sanders. Holder. Satterwhite. Holland. Savage. Holloway. Shelton. Hoskins. Sherrill. Howsley. Smith of Bastrop, Hubbard. Smith of Wood. Hughes. Sparkman. Johnson Stephens. of Dallam. Steward. Johnson Strong. of Dimmit. Sullivant. Johnson of Morris. Tarwater. Jones of Shelby. Van Zandt. Jones of Atascosa. Vaughan. Justiss. Veatch. Keller. Wagstaff. Kennedy. Walker. Laird. Warwick. Lasseter. West of Coryell. Lee. Young.

#### Present—Not Voting.

Farmer.

Kayton.

#### Absent.

Adams of Harris. McCombs. McGregor. Anderson. Bond. Metcalfe. Boyd. Moore. Brooks. Murphy. Bryant. Olsen. Coombes. O'Quinn. Cox of Lamar. Patterson. Cunningham. Ratliff. Daniel. Scott. DeWolfe. Stevenson. Terrell Dunlap. Dwyer. of Cherokee. Heffey. Terrell of Val Verde. Hines. Towery. Jackson.

Turner.

Weinert. Westbrook. West of Cameron. Wyatt.

#### Absent—Excused.

Bradley. Hardy. Dodd. Harrison of Waller. Fuchs. Wiggs. Gilbert.

# HOUSE BILL NO. 1026 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage, H. B. No. 1026, A bill to be entitled "An Act fixing the venue of suits brought on policies and contracts made by fraternal benefit societies, and declaring an emergency.'

The bill was read third time.

Mr. Martin offered the following

amendment to the bill:

Amend House bill No. 1026, below the enacting clause, by adding to end of Section 1 the following: "or in the county of the principal office of such association."

The amendment was adopted.

House bill No. 1026 was then passed by the following vote:

# Yeas-105.

Mr. Speaker. Finn. Adams of Jasper. Forbes. Adamson. Ford. Adkins. Giles. Akin. Goodman. Albritton. Graves. Baker. Greathouse. Barron. Grogan. Beck. Hanson. Bedford. Hardy. Bounds. Harman. Boyd. Harrison Brice. of El Paso. Hatchitt. Bryant. Burns of Walker. Herzik. Burns Hill. of McCulloch. Holder. Carpenter. Holloway. Hoskins. Caven. Claunch. Howsley. Hubbard. Coltrin. Cox of Limestone. Hughes. Dale. Jackson. Davis. Johnson of Dallam. Donnell. Dowell. Johnson Duvall. of Dimmit. Johnson of Morris. Elliott. Jones of Shelby. Engelhard. Jones of Atascosa. Farmer. Ferguson. Justiss.

Keller. Richardson. Kennedy. Rogers. Laird. Rountree. Lasseter. Sanders. Satterwhite. Lemens. Leonard. Shelton. Lilley. Sherrill. Smith of Bastrop. Smith of Wood. Lockhart. Long. McDougald. Sparkman. McGill. Stephens. Magee. Stevenson. Martin. Steward. Mathis. Strong. Mehl. Sullivant. Munson. Tarwater. Nicholson. Vaughan. O'Quinn. Veatch. Wagstaff. Patterson. Petsch. Walker. Warwick. Pope. Ramsey. West of Corvell. Ray. Young.

# Absent.

Reader.

Metcalfe. Adams of Harris. Alsup. Moffett. Anderson. Moore. Bond. Morse. Brooks. Murphy. Coombes. Olsen. Ratliff. Cox of Lamar. Cunningham. Savage. Daniel. Scott. Terrell of Cherokee. DeWolfe. Dunlap. Terrell Dwyer. of Val Verde. Farrar. Towery. Fisher. Turner. Hefley. Van Zandt. Hines. Weinert. West of Cameron. Holland. Kayton. Westbrook. Lee. McCombs. Wyatt. McGregor.

# Absent-Excused.

Bradley. Harrison
Dodd. of Waller.
Fuchs. Wiggs.
Gilbert.

HOUSE BILL NO. 1007 ON THIRD READING.

#### (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage, H. B. No. 1007, A bill to be entitled "An Act regulating the taking of fish in El Paso county; prescribing a penalty, and declaring an emergency."

The bill was read third time, and Bond. was passed by the following vote: Boyd.

#### Yeas-105.

Adams of Jasper. Johnson of Dimmit. Adamson. Johnson of Morris.
Jones of Shelby. Adkins. Akin. Albritton. Jones of Atascosa. Justiss. Alsup. Baker. Keller. Barron. Laird. Lasseter. Beck. Lemens. Bedford. Bounds. Leonard. Lilley. Brice. Bryant. Lockhart. Burns of Walker. Long. McDougald. Burns of McCulloch. McGill. Carpenter. Magee. Caven. Martin. Claunch. Mathis. Coltrin. Mehl. Cox of Limestone. Moffett. Munson. Dale. Davis. Nicholson. Donnell. O'Quinn. Dowell. Patterson. Dunlap. Petsch. Duvall. Pope. Elliott. Ramsey. Farrar. Ray. Ferguson. Reader. Richardson. Finn. Fisher. Rogers. Forbes. Rountree. Sanders. Ford. Satterwhite. Giles. Savage. Graves. Greathouse. Shelton. Sherrill. Grogan. Smith of Bastrop. Smith of Wood. Hanson. Hardy. Harman. Sparkman. Harrison Stephens. of El Paso. Stevenson. Herzik. Steward. Hill. Strong. Sullivant. Van Zandt. Holder. Holland. Vaughan. Holloway. Veatch. Hoskins. Wagstaff. Howsley. Walker. Hubbard. Warwick. Hughes. West of Coryell. Jackson. Young. Johnson of Dallam.

# Present-Not Voting.

Farmer.

# Absent.

Adams of Harris.
Anderson.
Bond.
Boyd.
Brooks.
Coombes.
Cox of Lamar.
Cunningham.

Daniel. Murphy. DeWolfe. Olsen. Ratliff. Dwyer. Engelhard. Scott. Goodman. Tarwater. Hatchitt. Terrell Hefley. of Cherokee. Terrell Hines. of Val Verde. Kayton. Towery.

Kennedy.
Lee.
McCombs.
McGregor.
Metcalfe.
Moore.

Turner. Weinert. West of Cameron. Westbrook.

Moore. Wyatt. Morse.

Absent—Excused.

Bradley. Dodd. Fuchs. Gilbert. Harrison of Waller. Wiggs.

# HOUSE BILL NO. 1028 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1028, A bill to be entitled "An Act authorizing the commissioners courts of counties having not less than 3690 and not more than 4000 inhabitants, according to the last available Federal census, to appropriate and expend a sum not exceeding \$7500 to be used over a period of five years for exterminating predatory animals, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

# Yeas-104.

Cox of Limestone. Mr. Speaker. Adams of Jasper. Dale. Davis. Adamson. Adkins. Donnell. Albritton. Dowell. Duvall. Alsup. Baker. Elliott. Barron. Engelhard. Beck. Farrar. Bedford. Ferguson. Bounds. Finn. Boyd. Fisher. Brice. Forbes. Bryant. Ford. Burns of Walker. Giles. Burns Graves. Greathouse. of McCulloch. Carpenter. Grogan. Caven. Hanson. Claunch. Hardy. Coltrin. Harman.

Harrison Mathis. of El Paso. Mehl. Hatchitt. Moffett. Munson. Hill. Holder. Nicholson. Holland. O'Quinn. Holloway. Petsch. Hoskins. Pope. Howslev. Ramsey. Hubbard. Ray. Hughes. Reader. Jackson. Richardson. Johnson Rogers. of Dallam. Rountree. Johnson Sanders. of Dimmit. Savage. Johnson of Morris. Shelton. Jones of Shelby. Sherrill. Smith of Bastrop. Jones of Atascosa. Smith of Wood. Justiss. Keller. Sparkman. Kennedy. Stephens. Laird. Steward. Lasseter. Strong. Lemens. Sullivant, Leonard. Tarwater. Lilley. Vaughan. Lockhart. Veatch. Wagstaff. Long. McDougald. Walker. Warwick. McGill. West of Coryell. Magee. Martin. Young.

# Present-Not Voting.

Akin.

Farmer.

#### Absent.

Adams of Harris. Moore. Anderson. Morse. Bond. Murphy. Brooks. Olsen. Coombes. Patterson. Ratliff. Cox of Lamar. Cunningham. Satterwhite. Scott. Daniel. DeWolfe. Stevenson. Terrell Dunlap. of Cherokee. Dwyer. Goodman. Terrell of Val Verde. Hefley. Towery. Herzik. Turner. Hines. Van Zandt. Kayton. Weinert. Lee. West of Cameron. McCombs. Westbrook. McGregor. Wyatt. Metcalfe.

### Absent—Excused.

Bradley. Dodd. Fuchs. Gilbert. Harrison of Waller. Wiggs.

# HOUSE BILL NO. 1022 ON THIRD Richardson. READING. Rogers.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1022, A bill to be entitled "An Act amending Article 879 of the Penal Code of Texas, 1925, as amended by Chapter 215, Acts Fortieth Legislature, by amending Article 879a created by said Chapter 215, so as to fix an open season for hunting, taking or killing wild ducks, wild geese, wild brant, wild snipe, wild gallinules, wild coot or mudhen, conforming to Federal laws, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

#### Yeas-106.

Mr. Speaker.	Harrison of El Paso.
Adams of Jasper.	Hatchitt.
Adamson.	Herzik.
Adkins.	Hill.
Akin.	Holder.
Albritton.	Holland.
Alsup.	Holloway.
Baker.	Hoskins.
Barron.	Howsley.
Beck.	Hubbard.
Bedford.	Hughes.
Bounds.	Jackson.
Brice.	Johnson
Bryant.	of Dallam.
Burns of Walker.	Johnson
Burns	of Dimmit.
of McCulloch.	Johnson of Morris.
Carpenter.	Jones of Shelby.
Caven.	Jones of Atascosa.
Claunch.	Justiss.
Coltrin.	Keller.
Cox of Limestone.	Kennedy.
Dale.	Laird.
Davis.	Lasseter.
Donnell.	
Duvall.	Leonard.
Elliott.	Lilley.
Farmer.	McDougald.
Farrar.	McGill.
Ferguson.	Magee.
Finn.	Martin.
Fisher.	Mathis.
Forbes.	Mehl.
Ford.	Moffett.
Giles.	Munson.
Graves.	O'Quinn.
Greathouse.	Petsch.
	Pope.
Hanson.	Ramsey.
Hardy.	Ray.
Harman.	Reader.
Bedford. Bounds. Brice. Bryant. Burns of Walker. Burns of McCulloch. Carpenter. Caven. Claunch. Coltrin. Cox of Limestone. Dale. Davis. Donnell. Duvall. Elliott. Engelhard. Farmer. Farrar. Ferguson. Finn. Fisher. Forbes. Ford. Giles. Graves. Greathouse. Grogan. Hanson. Hardy.	Hughes. Jackson. Johnson of Dallam. Johnson of Dimmit. Johnson of Morris. Jones of Shelby. Jones of Atascosa. Justiss. Keller. Kennedy. Laird. Lasseter. Lemens. Leonard. Lilley. Long. McDougald. McGill. Magee. Martin. Mathis. Mehl. Moffett. Munson. O'Quinn. Petsch. Pope. Ramsey. Ray.

Strong. Rogers. Sullivant. Tarwater. Rountree. Sanders. Van Zandt. Satterwhite. Vaughan. Veatch. Savage. Shelton. Wagstaff. Sherrill. Walker. Smith of Bastrop. Warwick. Smith of Wood. Weinert. West of Coryell. Sparkman. Stevenson. Young. Steward.

# Absent.

Adams of Harris. McGregor. Anderson. Metcalfe. Moore. Bond. Boyd. Morse. Brooks. Murphy. Coombes. Nicholson. Cox of Lamar. Olsen. Cunningham. Patterson. Ratliff. Daniel. DeWolfe. Scott. Dowell. Stephens. Dunlap. Terrell of Cherokee. Dwyer. Goodman. Terrell Hefley. of Val Verde. Towery. Hines. Turner. Kayton. West of Cameron. Lee. Lockhart. Westbrook. McCombs. Wyatt.

### Absent—Excused.

Bradley. Harrison
Dodd. of Waller.
Fuchs. Wiggs.
Gilbert.

# HOUSE BILL NO. 1042 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage, H. B. No. 1042, A bill to be entitled "An Act validating the conversion of all navigation districts converted from navigation districts under the provisions of Section 52 of Article 3, of the Constitution of the State of Texas, into navigation districts under the provisions of Section 59 of Article 16, of the State Constitution, since the taking effect of Chapter 103, Acts of the Forty-first Legislature, First Called Session, 1929, under the provisions of Section 1 of said act, ratifying, approving, confirming and validating all proceedings with reference to said conversion, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

# Yeas-105.

Johnson of Dallam. Mr. Speaker. Adams of Jasper. Johnson Adamson. of Dimmit. Johnson of Morris. Adkins. Jones of Shelby. Akin. Albritton. Jones of Atascosa. Alsup. Justiss. Keller. Baker. Barron. Kennedy. Beck. Lasseter. Bedford. Lemens. Bounds. Leonard. Lilley. Brice. Burns of Walker. Long. McDougald. Burns of McCulloch. McGill. Carpenter. Magee. Caven. Martin. Claunch. Mathis. Coltrin. Mohl Cox of Limestone. Moffett. Morse. Dale. Davis. Munson. Dodd. O'Quinn. Donnell. Patterson. Dowell. Petsch. Pope. Dunlap. Ramsey. Duvall. Elliote. Ray. Engelhard. Reader. Richardson. Farrar. Rogers. Ferguson. Sanders. Finn. Satterwhite. Fisher. Savage. Forbes. Shelton. Ford. Giles. Sherrill. Smith of Bastrop. Graves. Greathouse. Smith of Wood. Grogan. Sparkman. Stephens. Hanson. Stevenson. Harman. Harrison Steward. of El Paso. Strong. Herzik. Sullivant. Hill. Tarwater. Van Zandt. Holder. Holland. Vaughan. Holloway. Veatch. Wagstaff. Hoskins. Walker. Howsley. Hubbard. Warwick. West of Coryell. Hughes. Young. Jackson.

# Present-Not Voting.

Farmer.

# Absent.

Adams of Harris. Bond. Anderson. Boyd. Brooks. Metcalfe. Bryant. Moore. Coombes. Murphy. Cox of Lamar. Nicholson. Cunningham. Olsen. Ratliff. Daniel. DeWolfe. Rountree. Dwyer. Scott. Goodman. Terrell Hatchitt. of Cherokee. Terrell Hefley. of Val Verde. Hines. Towery. Kayton. Turner. Laird. Weinert. Lee. West of Cameron. Lockhart. McCombs. Westbrook. McGregor. Wyatt.

#### Absent—Excused.

Bradley. Harrison
Fuchs. of Waller.
Gilbert. Wiggs.
Hardy.

# HOUSE BILL NO. 1034 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1034, A bill to be entitled "An Act authorizing the State Comptroller of Public Accounts and the State Treasurer to cancel off their books outstanding and unpaid warrants issued prior to September 1, 1927, and directing the method of payment of same, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

# Yeas—104.

Mr. Speaker. Coltrin. Cox of Limestone. Adams of Jasper. Adamson. Davis. Adkins. Donnell. Akin. Dowell. Albritton. Dunlap. Duvall. Alsup. Elliott. Baker. Engelhard. Barron. Beck. Farmer. Bedford. Farrar. Bounds. Ferguson. Brice. Finn. Forbes. Bryant. Burns of Walker. Ford. Giles. Burns of McCulloch. Goodman. Carpenter. Graves. Greathouse. Caven. Claunch. Grogan.

Mehl. Hanson. Moffett. Harman. Morse. Harrison of El Paso. Munson. Herzik. Patterson. Hill. Petsch. Holder. Pope. Ramsey. Holland. Holloway. Ray. Reader. Hoskins. Howsley. Richardson. Hubbard. Rogers. Hughes. Rountree. Jackson. Sanders. Satterwhite. Johnson of Dallam. Shelton. Sherrill. Johnson of Dimmit. Smith of Bastrop. Johnson of Morris. Smith of Wood. Jones of Shelby. Sparkman. Jones of Atascosa. Stephens. Stevenson. Justiss. Keller. Steward. Strong. Laird. Lemens. Sullivant. Tarwater. Leonard. Lilley. Van Zandt. Long. McDougald. Vaughan. Veatch. McGill. Wagstaff. McGregor. Walker. Magee. Warwick. Martin. West of Coryell.

# Present—Not Voting.

Young.

Fisher.

Mathis.

#### Absent.

Adams of Harris. McCombs. Metcalfe. Anderson. Bond. Moore. Boyd. Murphy. Brooks. Nicholson, Coombes. Olsen. Cox of Lamar. O'Quinn. Cunningham. Ratliff. Dale. Savage. Daniel. Scott. DeWolfe. Terrell of Cherokee. Dwyer. Terrell Hatchitt. of Val Verde. Hefley. Towery. Hines. Turner. Kayton. Kennedy. Weinert. West of Cameron. Lasseter. Westbrook. Lee. Wyatt. Lockhart.

# Absent—Excused.

Bradley. Hardy.
Dodd. Harrison
Fuchs. of Waller.
Gilbert. Wiggs.

# HOUSE BILL NO. 1047 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage. H. B. No. 1047, A bill to be entitled "An Act to amend Senate bill No. 139, as enacted by the Forty-second Legislature at its Regular Session, the purpose of which was to authorize county boards of school trustees in certain counties of Texas to employ rural school supervisors in lieu of holding teachers' institutes; defining their duties, fixing their compensation, and declaring an emergency."

The bill was read third time.

Mr. Jones of Atascosa offered the following amendment to the bill:

Amend House bill No. 1047 by inserting in the caption after the word "institute" and before the word "defining" the following: "outlining their qualification."

The amendment was adopted.

House bill No. 1047 was then passed by the following vote:

# Yeas-105.

Mr. Speaker. Graves. Adams of Jasper. Greathouse. Adamson. Grogan. Adkins. Hanson. Hardy. Akin Albritton. Harman. Alsup. Harrison of El Paso. Baker. Barron. Herzik. Beck. Hill. Bounds. Holder. Brice. Holloway. Bryant. Hoskins. Burns of Walker. Howsley. Burns Hubbard. of McCulloch. Hughes. Carpenter. Jackson. Caven. Johnson Claunch. of Dallam. Coltrin. Johnson Cox of Limestone. of Dimmit. Dale. Jones of Shelby. Davis. Jones of Atascosa. Donnell. Justiss. Dowell. Keller. Dunlap. Kennedy. Duvall. Laird. Elliott. Lemens. Farrar. Leonard. Ferguson. Lilley. Finn. Lockhart. Fisher. Long. Forbes. McDougald. Ford. McGill. Giles. Magee.

Martin.

l Goodman.

Mathis. Sherrill. Mehl. Smith of Bastrop. Moffett. Smith of Wood. Morse. Sparkman. Munson. Stephens. O'Quinn. Stevenson. Patterson. Steward. Petsch. Strong. Pope. Sullivant. Ramsey. Tarwater. Van Zandt. Ray. Vaughan. Reader. Richardson. Veatch. Wagstaff. Rogers. Walker. Rountree. Sanders. Warwick. Satterwhite. West of Coryell. Young. Savage. Shelton.

Present—Not Voting.

#### Farmer.

# Absent.

Adams of Harris. Lee. McCombs. Anderson. McGregor. Bedford. Bond. Metcalfe. Moore. Boyd. Murphy. Brooks. Nicholson. Coombes. Cox of Lamar. Olsen. Ratliff. Cunningham. Scott. Daniel. Terrell DeWolfe. of Cherokee. Dwyer. Engelhard. Terrell of Val Verde. Hatchitt. Towery. Hefley. Hines. Turner. Weinert. Holland. Johnson of Morris. West of Cameron. Westbrook. Kayton. Lasseter. Wyatt.

# Absent—Excused.

Bradley. Hond. Fuchs. Villert.

Harrison of Waller. Wiggs.

# HOUSE BILL NO. 1048 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1048, A bill to be entitled "An Act authorizing the appointment of an investigator in Tom Green county, Texas, by the district attorney of the Forty-first Judicial District; fixing the compensation of such investigator and the amount of expense allowed him, and providing a Elliott.

method for the payment thereof; repealing House bill No. 43 of the Acts of the Regular Session of the Forty-second Legislature, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

# Yeas-102.

Mr. Speaker. Johnson Adams of Jasper. of Dimmit. Johnson of Morris.
Jones of Shelby. Adamson. Adkins. Jones of Atascosa. Albritton. Alsup. Justiss. Baker. Keller. Barron. Laird. Beck. Lemens. Bedford. Leonard. Bounds. Lilley. Long. McDougald. Brice. Bryant. Burns of Walker. McGill. Burns Magee. of McCulloch. Martin. Carpenter. Mathis. Mehl. Caven. Claunch. Moffett. Coltrin. Morse. Cox of Limestone. Munson. Dale. O'Quinn. Davis. Patterson. Donnell. Petsch. Pope. Dowell. Dunlap. Ramsey. Duvall. Ray. Reader. Farrar. Ferguson. Richardson. Finn. Rogers. Fisher. Rountree. Forbes. Sanders. Satterwhite. Ford. Giles. Savage. Shelton. Graves. Greathouse. Sherrill. Smith of Bastrop. Grogan. Smith of Wood. Hanson. Sparkman. Hardy. Stephens. Harman. Stevenson. Harrison of El Paso. Steward. Hatchitt. Strong. Herzik. Tarwater. Van Zandt. Hill. Vaughan. Holder. Veatch. Holland. Wagstaff. Holloway. Walker. Hoskins. Warwick. Howsley. West of Coryell. Hubbard. Hughes. Young. Jackson.

# Nays—2.

liott. Goodman.

# Present-Not Voting.

Akin.

Farmer.

### Absent.

Adams of Harris. McCombs. McGregor. Anderson. Bond. Metcalfe. Boyd. Moore. Brooks. Murphy. Coombes. Nicholson. Cox of Lamar. Olsen. Ratliff. Cunningham. Daniel. Scott. DeWolfe. Sullivant. Terrell Dwyer. Engelhard. of Cherokee. Terrell Hefley. of Val Verde. Hines. Towery. Johnson of Dallam.

Kayton. Kennedy. Lasseter. Lee. Lockhart. Towery.
Turner.
Weinert.
West of Cameron.
Westbrook.
Wyatt.

# Absent—Excused.

Bradley. Dodd. Fuchs. Gilbert.

Harrison of Waller. Wiggs.

# HOUSE BILL NO. 1033 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 1033, A bill to be entitled "An Act amending Article 1107, Revised Statutes of Texas, 1925, by adding thereto a new paragraph so as to authorize incorporated cities or towns to exercise the right of eminent domain to condemn private property for air port purposes, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

# Yeas-102.

Mr. Speaker. Bryant. Burns of Walker. Adams of Jasper. Adamson. Burns Adkins. of McCulloch. Carpenter. Akin. Albritton. Caven. Alsup. Claunch. Coltrin. Cox of Limestone. Baker. Barron. Beck. Dale. Bounds. Davis. Donnell. Brice.

Dowell. Lilley. Duvall. Long. McDougald. Elliott. McGill. Farmer. Farrar. Magee. Ferguson. Martin. Finn. Mathis. Fisher. Mehl. Forbes. Moffett. Ford. Morse. Giles. Munson. Goodman. Patterson. Graves. Petsch. Greathouse. Pope. Grogan. Ramsey. Hanson. Ray. Reader. Hardy. Harman. Richardson. Harrison Rogers. of El Paso. Rountree. Herzik. Sanders. Hill. Satterwhite. Holder. Savage. Holland. Shelton. Holloway. Sherrill. Smith of Bastrop. Smith of Wood. Hoskins. Howsley. Hubbard. Sparkman. Hughes. Stephens. Jackson. Stevenson. Johnson Steward. of Dallam. Strong. Sullivant. Van Zandt. Johnson of Dimmit. Johnson of Morris. Vaughan. Jones of Shelby. Veatch. Jones of Atascosa. Wagstaff. Walker. Keller. Kennedy. Warwick. West of Coryell. Lemens. Leonard. Young.

### Absent.

Adams of Harris. Lockhart. McCombs. Anderson. McGregor. Bedford. Bond. Metcalfe. Boyd. Moore. Brooks. Murphy. Nicholson. Coombes. Cox of Lamar. Olsen. Cunningham. O'Quinn. Daniel. Ratliff. DeWolfe. Scott. Dunlap. Tarwater. Dwyer. Terrellof Cherokee. Engelhard. Hatchitt. Terrell Hefley. of Val Verde. Hines. Towery. Justiss. Turner. Weinert. Kayton. Laird. West of Cameron. Westbrook. Lasseter. Wyatt. Lee.

# Absent—Excused.

Bradley. Dodd. Fuchs. Gilbert.

Harrison of Waller. Wiggs.

# HOUSE BILL NO. 73 ON THIRD READING.

# (By Unanimous Consent.)

The Speaker laid before the House, on its third reading and final passage, H. B. No. 73, A bill to be entitled "An Act providing for the regulation of gins, ginners, ginning, the licensing of ginners; providing for proper packing, wrapping, marking and providing for weighing of seed cotton, lint cotton and cotton seed, and keeping a record of the same; providing for the collection of license fees to be used by the Commissioner of Agriculture for the enforcement of this act, etc., and declaring an emergency.'

The bill was read third time.

Mr. Shelton offered the following amendments to the bill:

Amend House bill No. 73 by striking out all of line 36, page 1, after the word "of," and by striking out lines 37, 38, 39 and 40, page 1, and by striking out lines 1 and 2, page 2, and insert in lieu thereof the following: "the general revenues, and out of such funds there is hereby appropriated as a part of the general appropriation bill for the Department of Agriculture the sum of five thousand dollars (\$5000) for each fiscal year ending September 31, 1932, and September 31, 1933, and the sum of five thousand dollars (\$5000) for the fiscal year ending September 31, 1931; such part of said appropriations as may not be used to pay not more than five inspectors at not more than one hundred and twenty-five dollars (\$125) per month, plus traveling expenses, shall lapse, and remain in the State Treasury.'

Amend House bill No. 73, Section 15, in line 8, page 5, by striking out the figures "556" and insert in lieu thereof the figures "566."

Amend House bill No. 73 by striking out all of committee amendment No. 2.

The amendments were severally adopted.

House bill No. 73 was then passed by the following vote:

#### Yeas—67.

Mr. Speaker. Johnson of Dimmit. Adams of Jasper. Adamson. Jones of Atascosa. Adkins. Keller. Albritton. Leonard. McDougald. Alsup. Barron. McGill. Beck. Martin. Bedford. Mathis. Bounds. Mehl. Brice. Moffett. Carpenter. Morse. Coltrin. Munson. Cox of Limestone. O'Quinn. Davis. Patterson. Donnell. Petsch. Dowell. Pope. Farrar. Reader. Richardson. Finn. Forbes. Sanders. Ford. Satterwhite. Giles. Shelton. Goodman. Sherrill. Smith of Wood. Graves. Sparkman. Hardy. Harrison Stephens. of El Paso. Steward. Hatchitt. Tarwater. Holder. Van Zandt. Veatch. Hoskins. Howsley. Wagstaff. Walker. Hubbard. Hughes. Warwick. West of Coryell. Jackson. Johnson

# Nays—32.

of Dallam.

Harman. Akin. Herzik. Baker. Bryant. Holloway. Johnson of Morris. Burns of Walker. Jones of Shelby. Burns of McCulloch. Laird. Claunch. Lilley. Dale. Magee. Dunlap. Ramsey. Duvall. Rogers. Elliott. Rountree. Smith of Bastrop. Farmer. Ferguson. Stevenson. Fisher. Strong. Greathouse. Vaughan. Grogan. Young. Hanson.

Present—Not Voting.

Justiss.

# Absent.

Long. McCombs. Adams of Harris. Anderson. Bond. McGregor. Metcalfe. Boyd. Brooks. Мооге. Caven. Murphy. Nicholson. Coombes. Olsen. Cox of Lamar. Cunningham. Ratliff. Daniel. Ray. DeWolfe. Savage. Dwyer. Scott. Engelhard. Hefley. Sullivant. Terrell of Cherokee. Hill. Terrell Hines. of Val Verde. Holland. Towery. Kayton. Turner. Kennedy. Weinert. Lasseter. Lee. West of Cameron. Lemens. Westbrook.

#### Absent—Excused.

Wyatt.

Bradley. Harrison
Dodd. of Waller.
Fuchs. Wiggs.
Gilbert.

Lockhart.

# COMMUNICATION FROM MR. AND MRS. BAILEY W. HARDY.

The Speaker laid before the House and had read the following communication:

Your kind expressions of sympathy are gratefully acknowledged and deeply appreciated.

MR. and MRS. BAILEY W. HARDY, VICTOR S. LaCOSSE.

# SENATE BILL NO. 387 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, S. B. No. 387, A bill to be entitled "An Act amending Article 6869 by adding thereto another section, to be known as Article 6869a, authorizing the sheriff, with the consent of the commissioners court, to employ not to exceed three (3) deputies in counties of three hundred forty thousand (340,000) population or over, according to the 1930 Federal census, for the purpose of enforcing the Dean Law and other prohibition laws; prescribing the means and manner thereof; fixing the compensation and manner of payment, and declaring an emergency."

The bill was read third time, and was passed by the following vote:

# Yeas-100.

Mr. Speaker. Johnson Adams of Jasper. of Dimmit. Johnson of Morris. Jones of Shelby. Adamson. Adkins. Akin. Jones of Atascosa. Albritton. Justiss. Alsup. Keller. Baker. Laird. Beck. Leonard. Lilley. Bedford. Bounds. Lockhart. Long. Brice. McDougald. Bryant. Burns of Walker. McGill. Burns Magee. of McCulloch. Martin. Carpenter. Mathis. Claunch. Mehl. Coltrin. Moffett. Cox of Limestone. Morse. Dale. Munson. Davis. O'Quinn. Donnell. Patterson. Dowell. Petsch. Duvall. Pope. Elliott. Ramsey. Farrar. Reader. Ferguson. Richardson. Finn. Rogers. Fisher. Rountree. Forbes. Sanders. Ford. Satterwhite. Giles. Savage. Goodman. Shelton. Graves. Sherrill. Greathouse. Smith of Bastrop. Smith of Wood. Grogan. Hanson. Sparkman. Hardy. Stephens. Harrison Stevenson. of El Paso. Steward. Hatchitt. Strong. Herzik. Sullivant. Holder. Tarwater. Holland. Van Zandt. Hoskins. Vaughan. Howsley. Veatch. Hubbard. Wagstaff. Hughes. Walker.  ${f Warwick}$ Jackson. West of Coryell. Johnson of Dallam. Young.

#### Present—Not Voting.

Farmer.

### Absent.

	Adams of Harris. Anderson. Barron. Bond.	Brooks. Caven. Coombes. Cox of Lamar.
ι]	Boyd.	Cunningham.

Daniel. Moore. DeWolfe. Murphy. Dunlap. Nicholson. Dwyer. Olsen. Engelhard. Ratliff. Harman. Ray. Hefley. Scott. Terrell Hill. Hines. of Cherokee. Holloway. Terrell of Val Verde. Kayton. Towery. Kennedy. Turner. Lasseter. Weinert. Lee. West of Cameron. Lemens. Westbrook. McCombs. McGregor. Wyatt. Metcalfe.

# Absent—Excused.

Bradley. Harrison
Dodd. of Waller.
Fuchs. Wiggs.
Gilbert.

# HOUSE BILL NO. 763 ON SEC-OND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 763, A bill to be entitled "An Act to provide that no person transported by the owner or operator of a motor vehicle over the highways of this State as the guest of such owner or operator, and without pay, shall have a cause of action for injury or death in case of accident unless such accident shall have been intentional or heedless, or reckless; providing exceptions, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

# SENATE BILL NO. 115 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 115, A bill to be entitled "An Act amending Chapter 12 of the Acts of the First Called Session of the Fortieth Legislature of the State of Texas of 1927, relating to the organization of the Fifty-first (51st) Judicial District of the State of Texas; reorganizing the same; naming the counties constituting the same, and fixing the terms of court to be held in the several counties therein; amending Chapter 36 of the

Acts of the Regular Session of the Thirty-ninth Legislature of the State of Texas, relating to the organization of the Thirty-fifth (35th) Judicial District of the State of Texas, reorganizing the same, naming the counties constituting the same, and fixing the terms of court to be held in the several counties therein; creating the One Hundred and Nineteenth (119th) Judicial District of Texas, naming the counties constituting said district, fixing the terms for holding court in the several counties therein, etc., and declaring an emergency."

The bill was read third time, and was passed.

# HOUSE BILL NO. 522 ON SEC-OND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 522, A bill to be entitled "An Act to amend subdivision 19 of Article 1995, Title 42, Revised Civil Statutes of Texas, so as to provide that the venue of suits against a city or town shall be brought within the county where such city or town is situated, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

### NOTICE GIVEN.

Mr. Johnson of Dimmit gave notice that he would, on next Monday, move to take up, for consideration at that time, House bill No. 891, which bill had heretofore been laid on the table subject to call.

# ADJOURNMENT.

On motion of Mr. Patterson, the House, at 12:35 o'clock p. m., adjourned until 9 o'clock a. m. next Monday.

### APPENDIX.

# STANDING COMMITTEE RE-PORTS.

The following committees have filed favorable reports on bills, as follows:

State Affairs: Senate bill No. 203. Labor: Senate bill No. 258.

# REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room, Austin, Texas, May 8, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 39, Proposing to amend Section 8 of the Constitution of the State of Texas, so as to provide that the Legislature may impose a progressive income tax on the incomes of both natural persons and corporations, other than municipal, carrying a graduated scale of rates.

Have carefully compared same and

find it correctly engrossed.

JUSTISS, Chairman.

# REPORTS OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room, Austin, Texas, May 9, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled

Bills, to whom was referred

H. B. No. 39, "An Act to amend Chapter 29, Acts of the First Called Session of the Forty-first Legislature, relating to the selection of jurors in certain counties; providing for the appointment of jury commissioners to select jurors; providing the qualifications of said commissioners; providing where and when they shall meet; prescribing the method of selection of jurors; providing for the compensation of said jury commissioners; providing for the jury wheel system of selecting jurors and pre-scribing how same shall be operated; providing that this act shall be applicable only in certain counties classified by population; enacting other provisions incidental for the purpose of the act, and declaring an emergency,"

Have carefully compared same and

find it correctly enrolled.
BOUNDS, Vice-Chairman.

Committee Room, Austin, Texas, May 9, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled

Bills, to whom was referred

H. B. No. 470, "An Act authorizing county boards of school trustees, in certain counties of Texas, to employ | rural school supervisors in lieu of

holding teachers' institutes, defining their duties and qualifications, and fixing their compensation, and declaring an emergency,"

Have carefully compared same and

find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room, Austin, Texas, May 9, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled

Bills, to whom was referred H. B. No. 717, "An Act to regulate the method of taking or catching fish in the public fresh waters in Morris and Titus counties, State of Texas; providing penalties for violation; repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and

find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room, Austin, Texas, May 9, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled

Bills, to whom was referred H. B. No. 986, "An Act providing for a rural school supervisor in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisor; providing for visits to schools of the county and work in co-operation with teachers; prescribing the salary of said supervisor, and how it shall be paid; providing other things incidental to said purpose, and declaring an emergency,"

Have carefully compared same and

find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room, Austin, Texas, May 9, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled

Bills, to whom was referred

H. B. No. 943, "An Act to prohibit the hunting, trapping, ensnaring, killing or possessing of any wild quail of any species within the limits of the county of Atascosa, State of Texas, for a period of three (3) years from and after the passage of this act; providing a penalty therefor, and declaring an emergency,"

Have carefully compared same and

find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room, Austin, Texas, May 9, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 239, "An Act (1) and (2) To create and establish Trinity River Canal and Conservancy District un-der authority of Section 59 of Article XVI of the Constitution of Texas, to be a governmental agency, a body politic, municipal and corporate; also stating the intent and defining certain words and expressions as used in this act.

"(3) Designating the area to be embraced in the district and making provision for excluding lands from, or adding lands to, the area of the district and prescribing the manner for so doing: Also providing for an elec-tion to be held in the district within one hundred and eighty (180) days after the effective date of this act, and further providing for the dissolution of said district if a majority vote be cast therefor: Also requiring that the pre-election directors herein named before the holding of such election shall deposit two thousand dollars (\$2000) with the county clerk of Dallas county and a like sum with the county clerk of Tarrant county, to be held as a fund out of which to pay the costs of said election in case the electors of the district vote to dissolve the district, and providing for the return of said money to said directors in case the electors vote to perpetuate the district.

Conferring general powers and especially conferring on the district the powers and rights for procedures which are provided by Chapter 25 of the Acts of the Regular Session of the Thirty-ninth Legislature of Texas, and any amendment thereof, to control where not otherwise provided by this act. Also giving certain specific and cumulative powers, which include: (a) The power to make, or aid in the making of, surveys, investigations and plans for the construction of certain improvements to provide a navigable waterway from Fort Worth and Dallas to Galveston Bay, together with all needed and supplemental facilities for the accumulation, protection, handling and delivery of freight; (b) giving the right to expend such sums as reasonably are required to procure the co-opera-

others, to accomplish the objects of this act, to the end that said canal may be provided and maintained by the Federal government; (c) providing that said district, being thereto authorized by a favoring vote of a majority of the resident property taxpaying voters of the district, may enter into contract with the Federal government to contribute to the cost of said canal; also giving the power to provide, maintain and operate lateral tributary canals, or turning basins, to serve local needs to permit navigation, or in aid thereof; (d) and conferring the power to provide, maintain, operate, regulate, and/or by franchise control, wharves, docks and other specified facilities deemed by this Legislature to be inherently required to make practical the construction and operation of the proposed canal, and to preserve the rights of the public to use the same, without discrimination and at reasonable rates for service to be rendered by means of said canal and its supplemental facilities; (e) providing powers cumulative of said Chapter 25 (relating to water control and improvement districts), subject to authorization by a majority vote of the resident property tax-paying electors of the district and as provided in Section 59 of Article XVI of the Constitution and said Chapter 25, to contract with the Federal government and therein create obligations of the district, and/or to issue and sell bonds, and to levy taxes adequate to retire the same, all of which may be done to accomplish the purposes for which this district is created. Providing that taxes to pay obligations created hereunder shall be on the basis ad valorem and sufficient to retire such obligations, and limiting the total of obligations, pledging the full faith and credit of the district, which may be outstanding at any one time, to a sum not exceeding three per centum (3%) of the property values within the district's taxing power, which provision, however, shall not apply to obligations issued to provide local improvements, when such obligations are supported by the specific assessment of benefits, in lieu of a tax. Also providing the same powers and limits of bonding total as to any defined area, either within or beyond the boundaries of the district, when defined and required for the purpose of providing improvements designed prition of the Federal government, and marily to serve a local convenience

and necessity, and to form a facility supplemental to said canal. Further authorizing the district to issue its obligations pledging that faith and credit which may be based on the taxable property values within any such defined area. Also providing that such local improvements may be financed by the district upon the basis of the assessment of specific benefits, as provided by said Chapter 25. Also giving the power to adopt tax plans which will in fact equitably distribute the district's taxes; (f) giving the power of eminent domain and providing the mode for the exercise of same, which shall be held to include the right to use and control the natural bed and banks of the Trinity River in so far as expedient to effect the purpose of this act, and in so far as may be done without violating the rights of others. Also investing this district with the State's rights of control and title to the bed, and banks of the Trinity River, and certain tributaries thereof, in trust, for use or disposition to effect the purposes of this act; (g) providing that the basic powers and as well the methods for procedures provided by said Chapter 25, shall be exercised by this district as cumulative of the powers by this act conferred, and where not otherwise provided here. Also providing for the adoption of regulations to govern procedures where required practically to accomplish the purposes of this act.

- "(5) Granting the power, by ordinance of the municipality created hereby, to adopt powers granted by statute to certain other of this State's governmental agencies and corporate creatures; further to prescribe regulations for procedures, where not adequately provided by Chapter 25; fixing a lawful method for the adoption and promulgation of ordinances, and providing that the same shall not be arbitrary or confiscatory in character; further providing that all persons and courts shall take notice thereof.
- "(6) Constituting and providing a board of directors to administer the powers and duties of this district during its preliminary duties as defined in this act; also providing for a board of directors to administer the affairs of the district, and providing for the election thereof after the end of the preliminary period of tion thereof, which in certain cases

ization of the board for the conduct of business, and fixing the compensation to be paid directors; giving them power to adopt by-laws not inconsistent with the law, to employ persons necessary to accomplish the district's work, and to constitute an executive committee to act concerning matters admitting of later approval by the board; also defining the preliminary period of the duties of this district; giving the power to define directorial districts in order to effect territorial representation on the board, and providing for filling vacancies in the board of directors.

- Provision for financing this "(7) district during its preliminary period by grant of the power to levy annual taxes not to exceed two (2) cents on the one hundred dollars (\$100) of value of the property assessable for taxation within the district as the same may be assessed for State and county purposes; also granting the district the right to borrow money and execute its obligations therefor, when necessary to provide money for current expenses, and to pledge the taxes levied, but not collected, for any current year within which necessity for this power may exist; also limiting this power and denying this district the right to issue preliminary bonds.
- "(8) Making provision for the levy, assessment and collection of the district's taxes, and establishing the mode of effecting the same, in manner practicable for this district; also fixing the compensation to be paid to tax assessors and tax collectors for the district.
- "(9 and 10) Giving this district power to grant franchises for the provision and operation of facilities incident to the successful operation of the canal, and therein prescribe the conditions under which any franchise may be exercised and to police the manner in which such franchises may be exercised; to regulate tolls for service by means of any such facility tendering service to the public, and to prevent discrimination; also providing that such facilities may be maintained only under a franchise; also giving this district power to adopt and enforce all reasonable rules and regulations to accomplish the objects of this act and to prescribe penalties for the violathe district; providing for the organ- will authorize judicial forfeiture of

a franchise; giving the district power to constitute its own constabulary to protect property owned or controlled by it, and to police observance of the ordinances of regulation adopted by the district; limiting penalties which may be prescribed by the district, and providing for the judicial enforcement of same; fixing certain purposes for which, the conditions under which, and the manner in which, this district may adopt ordinances and enforce the same hereunder.

"(11) Prescribing certain duties to be discharged by the State Board of Water Engineers and the Reclamation Engineer of Texas, but subjecting their powers to the lawful powers of the Federal government to control navigation upon the canal proposed hereby to be procured for the State, but protecting the State against invasion of a water right held under prior grant by it; also providing that if no provision for a procedure, valid within the intent of the Federal and State Constitutions, and practicably applicable for the discharge of the duties by this act imposed on said district, is found within the law, then, that the district by ordinance (to be both constitutional and applicable) may provide for such procedures; also providing that in case any one or more provisions of this act be found invalid, that the same shall not operate to impair the creation and establishment of this district, or any other provisions in this act contained.

"(12) Stating the reasons constituting an emergency, declaring the same, and providing a day upon which this act is to be effective,'

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

# FIFTY-THIRD DAY.

(Monday, May 11, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the follow-

ing members were present:

Adams of Harris. Adams of Jasper. Adamson. Adkins. Akin Albritton. Alsup.

Baker. Barron. Beck. Bedford. Rond Bounds. Boyd.

Brice. Bryant. Burns of Walker. Burns of McCulloch. Carpenter. Caven. Claunch. Coltrin. Coombes. Cox of Limestone. Cunningham. Dale. Daniel. Davis. DeWolfe. Donnell, Dowell. Dunlap. Duvall. Elliott. Farmer. Farrar. Ferguson. Finn. Fisher. Forbes. Ford Gilbert. Giles. Goodman. Graves. Grogan. Hanson. Hardy. Harman. Harrison of El Paso. Harrison of Waller. Hatchitt. Hefley. Herzik. Hill. Holder. Holland. Holloway. Hoskins. Howsley.

Hubbard. Hughes. Jackson. Johnson of Dallam. Johnson

Jones of Shelby. Justiss.

Kayton. Keller.

#### Absent.

Cox of Lamar. Dodd. Fuchs. Long.

Martin. Weinert. Wiggs.

Kennedy. Laird. Lasseter. Lee. Lemens Leonard. Lilley. McCombs. McDougald. McGill. McGregor. Magee. Mathis. Mehl. Metcalfe. Moffett. Moore. Morse. Munson. Murphy. Nicholson. Olsen. O'Quinn. Patterson. Petsch. Pope. Ramsey. Ratliff. Ray. Reader. Rogers. Rountree. Sanders. Satterwhite. Scott. Shelton. Sherrill.

Smith of Bastrop. Smith of Wood. Sparkman. Stephens. Steward. Strong. Sullivant. Tarwater. Terrell of Val Verde.

Towery. Turner. Van Zandt. Vaughan. Veatch. Wagstaff. Walker. Warwick.

of Dimmit. West of Coryell. Johnson of Morris. West of Cameron. Westbrook.

Wyatt. Young.